



Minnesota Board of Cosmetologist Examiners

REQUEST FOR COMMENTS

Possible Amendment to Rules Governing Esthetics and Advanced Practice Esthetics *Minnesota Rules*, Chapter 2105; Revisor's ID Number 4342

Subject of Rules

The Minnesota Board of Cosmetologist Examiners requests comments on its plans to amend *Minnesota Rules* chapters 2105 to provide for the regulation Advanced Practice Esthetics. The board is considering rules that address the licensure, operation, and practice requirements for Advanced Practice Estheticians, Advanced Practice Esthetician Salon Managers, and Advanced Practice Esthetic Salons, including grandfathering, training and experience requirements, testing, application and licensure renewal, infection control, safety, scope of practice, possible service restrictions, issues related to differences between general esthetic practice and advanced practice, and minor housekeeping amendments that may come up.

Persons Affected. The amendment to the rules would likely affect licensed cosmetologists, estheticians, salon managers, salons, schools, and instructors, and customers of general esthetic and advanced practice esthetic services.

Statutory Authority. *Minnesota Laws 2015*, chapter 77, article 2, section 81 requires the board to adopt rules governing the advanced practice esthetician license, including the educational and training requirements, scope of practice, and the conditions and process of issuing and renewing the license. *Minnesota Statutes*, section 155A.26 provides that the board may develop and adopt rules according to chapter 14 that the board considers necessary to carry out sections 155A.21 to 155A.36.

Rules Drafts. The Board has not yet drafted the possible rules. When a working draft has been approved by the Board, it will be posted on the board's website at www.bceboard.state.mn.us

Public Comment. Interested persons or groups may submit comments or information on these possible rules in writing until 4:30 p.m. on April 8, 2016. The Board will not publish a notice of intent to adopt the rules until more than 60 days have elapsed from the date of this request for comments. The Board plans to appoint an advisory committee to comment on the possible rules.

Agency Contact Person. Written comments, questions, requests to receive a working draft of the rules when a working draft has been approved by the board; and requests for more information on these possible rules should be directed to: Rebecca Gaspard at Rebecca.gaspard@state.mn.us, or BCE, 2829 University Avenue SE, Suite 710, Minneapolis, Minnesota 55414, phone 651-201-2751 or faxed to 612-617-2601. TTY users may call 1-800-627-3529.

Alternative Format. Upon request, this information can be made available in an alternative format, such as large print, braille, or audio. To make such a request, please contact the agency contact person at the address or telephone number listed above.

NOTE: Comments received in response to this notice will not necessarily be included in the formal rulemaking record submitted to the administrative law judge if and when a proceeding to adopt rules is started. The agency is required to submit to the judge only those written comments received in response to the rules after they are proposed. If you submitted comments during the development of the rules and you want to ensure that the Administrative Law Judge reviews the comments, you should resubmit the comments after the rules are formally proposed.

signed by Executive Director Gina Stauss on February 11, 2016